

**IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA**

CHARLESTON DIVISION

ELKLAND HOLDINGS LLC,

Plaintiff,

v.

CIVIL ACTION NO. 2:14-cv-15043

EAGLE MINING LLC,

Defendant.

and,

EAGLE MINING, LLC,

Plaintiff,

v.

CIVIL ACTION NO. 2:14-cv-22776

ELKLAND HOLDINGS, LLC, et al.,

Defendants.

JUDGMENT ORDER

In accordance with the Court's Memorandum Opinion and Order entered on July 29, 2015, the Court hereby **CONFIRMS** the March 18, 2014, Award of the Arbitrator (ECF 1-3 in 2:14-cv-22776). The Court **ENTERS JUDGMENT** against Elkland Holdings, LLC, and in favor of Eagle Mining, LLC, in the following amounts: \$23,382,521, as set forth in the arbitration award;¹ and post-judgment interest paid at the rate specified under 28 U.S.C. § 1961

¹ The Court has been informed that Elkland Holdings, LLC, has partially satisfied the award with a payment to Eagle Mining, LLC, in the amount of \$236,710. This amount represents a credit on the judgment.

as applied to the total judgment. In accordance with the Award of the Arbitrator, the Court further **ORDERS** Eagle Mining, LLC, to execute and deliver to Elkland Holdings, LLC, all permits under the Contract Mining Agreement, to the extent that it has not done so already.

IT IS SO ORDERED.

The Court **DIRECTS** the Clerk to send a copy of this Order to counsel of record and any unrepresented party.

ENTER: September 11, 2015

A handwritten signature in blue ink, appearing to read 'Thomas E. Johnston', is written over a horizontal line.

THOMAS E. JOHNSTON
UNITED STATES DISTRICT JUDGE